IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

WEDNESDAY, THE TENTH DAY OF NOVEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and
THE HON'BLE MR JUSTICE GODA RAGHURAM

WRIT APPEAL NO : 1760 of 2004

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 30/08/2004 in WPMP NO : 10713 OF 2004 in W.P.No.1066 of 2004 on the file of the High Court.)

Between:

G.Lockus, S/o.Late Sri. Chinnappa,
R/o.H.No.5-535, Sri Sailanagar,

Atmakur (V), Mangalagiri (M), Guntur Dist.

..... APPELLANT

AND

1. The State of A.P. rep.by Prl., Secretary, Higher Education

Department, Secretariat at Hyderabad.
2 The Director of Collegiate Education at Hyderabad.
3 The Secretary-cum-Correspondent, Andhra Loyola College at

Vijayawada-520008 A.P.

.....RESPONDENTS

Counsel for the Appellant: MR.SADURAJESWARA REDDY

Counsel for the Respondents: GP FOR HIGHER EDUCATION & MR.P.RAMA RAO,ADVOCATE

The Court made the following:

ORDER:(per Sri Justice J.Chelameswar)

This Writ Appeal is filed by the petitioner in Writ Petition No.1066 of 2004 aggrieved by the dismissal of WPMP No.10713 of 2004 by order dated 30th August,2004. The appellant is an employee of the third respondent aggrieved by an order of the 2nd respondent dated 4-4-2003 whereby the second respondent declined to consider the request of the 3rd respondent employer to promote the petitioner from Record Assistant to Junior Assistant on the ground that such a promotion is not in accordance with the Rules governing the situation. During the pendency of the writ petition, the appellant sought for an interim order seeking direction to the respondents to promote the petitioner. By the order under appeal, the learned single Judge dismissed the WPMP and directed the matter to be listed for final hearing in the month of February, 2005. It is obvious with the above narrated facts that the prayer of writ petition and the WPMP is identical.

The learned single Judge rightly dismissed the WPMP and we do not see any error in jurisdiction or in exercise of discretion, which warrants interference of the appellate jurisdiction.

Accordingly, the Writ Appeal is dismissed at the admission stage.

JC, J

GR, J

Stp

To

1. The State of A.P. rep.by Prl., Secretary, Higher Education

Department, Secretariat at Hyderabad.
2 The Director of Collegiate Education at Hyderabad.
3 The Secretary-cum-Correspondent, Andhra Loyola College at

Vijayawada-520008 A.P.

4. 2 CCs to GP for Higher Education, High Court Buildings, Hyderabad, (OUT)

5 2 CD copies.

6.The S.O.,Writ Filing Section,High Court of A.P.Hyderabad.

ASSISTANT REGISTRAR

//TRUE COPY//

THE HON'BLE MR JUSTICE J.CHELAMESWAR

and

THE HON'BLE MR JUSTICE GODA RAGHURAM

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WRIT APPEAL NO : 1760 of 2004

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